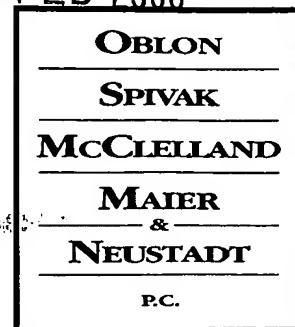




IAP7 Rec'd PCT/PTO 27 FEB 2006



Docket No.: 263996US0X PCT

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

ATTORNEYS AT LAW

RE: Application Serial No.: 10/519,950

Applicants: Alexis COLLETTE, et al.

Filing Date: December 29, 2004

For: SYSTEM, METHOD, DEVICE, AND COMPUTER  
PROGRAM PRODUCT FOR EXTRACTION,  
GATHERING, MANIPULATION, AND ANALYSIS  
OF PEAK DATA FROM AN AUTOMATED  
SEQUENCER

Group Art Unit:

Examiner:

SIR:

Attached hereto for filing are the following papers:

**Return Copy - Notification of Defective Response**

**Response to Notification of Defective Response**

**Substitute Sequence Listing and Computer-Readable Form (CRF)**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/519,950	Alexis COLLETTE	263996US2XPCT

INTERNATIONAL APPLICATION NO.	
PCT/IB03/03339	
I.A. FILING DATE	PRIORITY DATE
07/01/2003	07/01/2002

22850

OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.  
 1940 DUKE STREET  
 ALEXANDRIA, VA 22314

CONFIRMATION NO. 7363

371 FORMALITIES LETTER



\*OC000000017930394\*

Date Mailed: 01/27/2006

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 12/29/2004
- Copy of the International Search Report filed on 12/29/2004
- Preliminary Amendments filed on 09/26/2005
- Information Disclosure Statements filed on 04/07/2005
- Biochemical Sequence Diskette filed on 12/29/2004
- Oath or Declaration filed on 12/29/2004
- Biochemical Sequence Listing filed on 09/26/2005
- Request for Immediate Examination filed on 12/29/2004
- U.S. Basic National Fees filed on 12/29/2004
- Priority Documents filed on 12/29/2004
- Specification filed on 12/29/2004
- Claims filed on 12/29/2004
- Abstracts filed on 12/29/2004
- Drawings filed on 12/29/2004

RECEIVED: 2/10/06

OBLON, SPIVAK, MCCLELLAND  
 MAIER & NEUSTADT, P.C.

DOCKETING DEPT

Initials/Date Docketed: [Signature] 2-10-06

Type of Resp(s): Resp To Non-Ref.

Due Date(s): 2-27-06 (NM-600)

Applicant's response filed 09/26/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 07/26/2005 have not been completed.

- The paper or compact disc copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 CFR 1.821(e). Applicant must provide a substitute paper or compact disc copy of the "Sequence Listing", as well as an amendment specifically directing its entry into the application OR a substitute computer readable form (CRF) copy of the "Sequence Listing". These two items must be the same. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

8/2/06

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- For Rules Interpretation, call (571) 272-0951
- For Patent Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patent Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/519,950	PCT/IB03/03339	263996US2XPCT